

necessary for officer to make return, but such extension shall not extend beyond April 1, 1934, and declaring an emergency."

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

FOURTH DAY

(Thursday, February 1, 1934)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Harman.
Adamson.	Harris.
Aikin.	Hartzog.
Alexander.	Head.
Alsup.	Hester.
Anderson.	Hicks.
Atchison.	Hill.
Baker.	Hodges.
Barrett.	Holekamp.
Barron.	Holland.
Beck.	Holloway.
Bedford.	Hoskins.
Bergman.	Huddleston.
Bourne.	Hughes.
Bradley.	Hunt.
Burns.	Hunter.
Butler.	Hyder.
Camp.	Jackson.
Canon.	James.
Cathey.	Jefferson.
Caven.	Johnson
Chastain.	of Anderson.
Clayton.	Jones of Atascosa.
Colson.	Jones of Runnels.
Coombes.	Jones of Shelby.
Cowley.	Kayton.
Crossley.	Kyle of Hays.
Daniel.	Kyle of Palo Pinto.
Davidson.	Laird.
Dean.	Lange.
Devall.	Latham.
Dunlap.	Lemens.
Dunagan.	Leonard.
Duvall.	Lindsey.
Dwyer.	Long.
Engelhard.	Lotief.
Fain.	Mackay.
Fisher.	Magee.
Ford.	Mathis.
Fuchs.	McCullough.
Glass.	McGregor.
Golson.	McKee.
Good.	Merritt.
Goodman.	Metcalfe.
Graves.	Mitcham.
Greathouse.	Moffett.
Griffith.	Moore.
Hankamer.	Morrison.

Morse.	Scarborough.
Munson.	Scott.
Palmer.	Shannon.
Parkhouse.	Shults.
Patterson.	Smith.
Pavlica.	Stanfield.
Pope.	Steward.
Puryear.	Stinson.
Ramsey.	Stovall.
Ratliff.	Tarwater.
Ray.	Tennyson.
Reed of Bowie.	Thomas.
Reed of Dallas.	Tillery.
Renfro.	Townsend.
Riddle.	Turlington.
Roark.	Van Zandt.
Roberts.	Vaughan.
Rogers of Hunt.	Walker.
Rogers	Weinert.
of Ochiltree.	Wells.
Rollins.	Winningham.
Russell.	Wood.
Savage.	Young.

Absent—Excused

Calvert.	McDougald.
Celaya.	Nicholson.
Harrison.	Reader.
Johnson	Stubbeman.
of Dimmit.	Wagstaff.

A quorum was announced present.
Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Calvert for today, on motion of Mr. Cowley.

Mr. Wagstaff for today, on motion of Mr. Lindsey.

Mr. Reader for today and tomorrow, on motion of Mr. Anderson.

Mr. McDougald for today, on motion of Mr. Parkhouse.

Mr. Celaya for today, on motion of Mr. Dunlap.

Mr. Harrison for today and the balance of the week, on motion of Mr. Barron.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Aikin, Mr. Canon, Mr. Savage, and Mr. Rogers of Hunt:

H. B. No. 11, A bill to be entitled "An Act to amend Section 5 of Chap-

ter 88 of the Acts of the Second Called Session of the Forty-first Legislature, relating to the licensing of motorcycles, side cars, and passenger motor vehicles, providing a license fee therefor, fixing an effective date of this Act, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Rollins, Mr. Moffett, Mr. Alexander, Mr. Chastain, Mr. Harris, and Mr. Kayton:

H. B. No. 12, A bill to be entitled "An Act to amend Section 5 of Chapter 88 of the General Laws of the Forty-first Legislature, Second Called Session, page 172."

Referred to Committee on Highways and Motor Traffic.

By Mr. Long and Mr. Barron:

H. B. No. 13, A bill to be entitled "An Act providing for the issuance of State relief bonds, to be designated as 'Texas Relief Bonds—Second Series,' in the sum of ten million dollars (\$10,000,000), under Section 51a, Article III, of the Constitution of the State of Texas; providing the terms and the denominations and interest of such bonds and the manner of signing and registering same, and the sources from which said bonds and the interest thereon shall be paid, and exempting same from taxation; etc."

Referred to Committee on State Affairs.

GRANTING PERMISSION TO SUE THE STATE

Mr. Bourne offered the following resolution:

H. C. R. No. 4, To grant O. B. Hamilton permission to sue the State.

Whereas, On or about July 3, A. D. 1933, O. B. Hamilton, of Red River County, Texas, was seriously injured while in the employ of the State Highway Department of Texas, and while engaged in work on State Highway No. 37, about three miles northeast of Bogata, Texas; and

Whereas, The State of Texas, through its Highway Department, is not permitted, under the Constitution and laws of this State, to pay the said O. B. Hamilton his damages for said injuries; and

Whereas, The said O. B. Hamilton desires to bring suit against the State of Texas to recover damages; now therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the said O. B. Hamilton be, and he is hereby, granted permission to bring suit against the State of Texas and or against the State Highway Department of Texas, in a court of competent jurisdiction in Red River County, Texas, in order to determine the compensation, if any, he is entitled to recover by reason of his said injuries; and, be it further

Resolved, That service of citation, or other necessary process, may be had upon the Highway Commission and the Attorney General of the State of Texas with the same force and effect as in civil cases.

The resolution was read second time.

On motion of Mr. Alsup, the resolution was referred to the Committee on State Affairs.

PROVIDING FOR A JOINT SESSION OF THE HOUSE AND SENATE

Mr. Long offered the following resolution:

H. C. R. No. 8, Providing for a joint session of the House and Senate.

Whereas, The State Affairs Committee of the House of Representatives and the State Affairs Committee of the Senate have agreed to meet in joint session this afternoon, Thursday, February 1, 1934, at 2 o'clock, to consider bond relief bills, introduced in both Houses of the Legislature; and

Whereas, Jack Reed and Col. Lawrence Westbrook will appear before said Joint Committee meeting, and will give facts and figures of the past expenditures of the Relief Commission, and will give their estimates as to what will be needed in the future; and

Whereas, The question of issuing more bonds is of much importance and interest to the Legislature as a whole; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the House and Senate meet in Joint Session Thursday afternoon at 2 o'clock, February 1, 1934, in the Hall of the House of Representatives, to hear the reports to be made by Mr. Jack Reed and Col. Lawrence Westbrook.

LONG,
BARRON,
STINSON.

The resolution was read second time.

Mr. Alexander offered the following amendment to the resolution:

Amend resolution by adding the following sentence: "Be it further resolved, That all members of the Texas Relief Commission who are in the city, be also invited to participate in such Joint Session."

ALEXANDER,
HARRIS.

The amendment was adopted.

The resolution as amended was then adopted.

MESSAGE FROM THE SENATE

Austin, Texas, February 1, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has failed to pass House Bill No. 5, by the following vote: Yeas, 8; nays, 12.

The Senate has adopted

S. C. R. No. 1, Relative to sine die adjournment.

Respectfully,
BOB BARKER,
Secretary of the Senate.

REQUESTING POST OFFICE DEPARTMENT TO ISSUE STAMPS OF CERTAIN DESIGN

Mr. Anderson offered the following resolution:

H. C. R. No. 9, Requesting the issuance of certain stamps:

Whereas, No other State of these United States can equal the glorious heritage of heroic deeds of our pioneer fathers in their struggle for independence; and

Whereas, The Centennial of the Declaration of Texas Independence will be in 1936; and

Whereas, The Post Office Department of the United States has, from time to time, issued series of postage stamps commemorative of the immortal heroic deeds of American history; therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the Post Office Department of the United States, through the Postmaster General, be requested to issue a series of commemorative stamps, the first sale

of which to be made on March 6, 1936, in San Antonio, Texas; the stamps to be of denominations of one cent, two cents, three cents, five cents, and ten cents; the size of the stamps to be twice the size of the regular issue of United States postal stamps, and in the following designs and subjects:

One Cent: Panel in center of stamp with scene depicting "Siege of Bexar," with date, December 5, 1836; with oval on each side of panel, one of which ovals shall contain the likeness of Edward Burleson and the other oval containing the likeness of Benjamin Milam.

Two Cent: The same general design to be followed as the one cent, with a scene depicting "The Fall of the Alamo," March 6, 1836, with a likeness of William Barret Travis in one panel and James Bowie in the other.

Three Cent: Similar design, the center panel containing the likeness of Stephen F. Austin with the inscription, "Father of Texas" 1793-1836, with the flag of the Republic of Texas in one oval and the flag of the United States in the other oval.

Five Cent: The center panel to depict the massacre at Goliad, March 27, 1836, with the likeness of James W. Fannin in one oval and William Ward in the other.

Ten Cent: Depicting the Battle of San Jacinto, April 21, 1836, with the likeness of Sam Houston in one oval and Thomas J. Rusk in the other oval.

Be it further

Resolved, That a copy of these resolutions be forwarded to the President of the United States, Vice-President of the United States, and Postmaster General of the United States, and further, that a copy of these resolutions be forwarded to every Member of the Congress of the United States from the State of Texas, with a request that they use their influence to secure the issuance of this set of commemorative stamps for Texas.

ANDERSON,
MOFFETT.

The resolution was read second time.

Mr. McKee offered the following amendment to the resolution:

Amend House Concurrent Resolution No. 9 by changing the words "San Antonio, Texas," to "Austin, Texas."

The amendment was lost.

Question recurring on the resolution, it was adopted.

RECESS

On motion of Mr. Stovall, the House, at 10:45 o'clock a. m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 1, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 8, Providing for a Joint Session of the House and Senate, Thursday, at 2 o'clock p. m., February 1, 1934.

H. B. No. 4, Granting an extension of time on foreclosures and mortgages, etc. (With amendments.)

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 4 WITH SENATE AMENDMENTS

Mr. Pope called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 4, A bill to be entitled "An Act to stay all sales under execution, or order of sale, or under any deed of trust, mortgage, or other contract giving or granting any power of sale of real property for debt now advertised to be made on February 6, 1934, until the first Tuesday in April, 1934; providing that no other or further advertisement or notice of any such sale than that lawfully given for sale on February 6, 1934, shall be required for such sale on the first Tuesday in April, 1934; providing the lien sought to be foreclosed was not procured for the purpose of securing in part or whole any indebtedness for money or property procured by misrepresentation, fraud, defalcation, or embezzlement; providing the period for making return on any such execution or order of sale is extended for such period as may

be necessary for officer to make return, but such extension shall not extend beyond May 1, 1934, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

Mr. Pope moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following conference committee: Messrs. Pope, Great-house, Roberts, Morrison, and Stinson.

RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read, severally, the following enrolled resolutions:

H. C. R. No. 8, Providing for a Joint Session of the House and Senate.

S. C. R. No. 4, Extending birthday greetings to the Hon. Franklin Delano Roosevelt, President of the United States.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 1, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee on House Bill No. 4. The following have been appointed on the part of the Senate: Senators, Small, Pace, Woodward, Redditt, and Poage.

Respectfully,

BOB BARKER,
Secretary of the Senate.

ADDRESSES BY MEMBERS OF THE TEXAS RELIEF COMMISSION

(In Joint Session)

In accordance with the provisions of a concurrent resolution heretofore adopted providing for a Joint Session of the House and Senate, to consider the issuing of certain State bonds and to hear addresses in regard to same, the Honorable Senate, escorted by Hon. Bob Barker, Secretary of the

Senate, and A. W. Holt, Sergeant-at-Arms of the Senate, appeared at the bar of the House and, being admitted, were escorted to seats in the Hall.

Lieutenant Governor Edgar Witt occupied a seat on the Speaker's stand.

Speaker Stevenson called the House of Representatives to order, and stated that the two Houses were in Joint Session for the purpose of hearing addresses by the members of the Texas Relief Commission in regard to the relief work being done in Texas.

The Senate was called to order by Lieutenant Governor Edgar E. Witt.

The following were introduced and addressed the Joint Session:

Hon. W. A. Brooks, Jr., of Dallas, Texas, a member of the Texas Relief Commission.

Hon. Ed. Hussion, of Houston, a member of the Texas Relief Commission.

Hon. Lawrence Westbrook, former director of the relief work in Texas.

Hon. Jack Reed, Secretary of the Texas Relief Commission.

SENATE RETIRES

At 4:10 o'clock p. m., at the conclusion of the Joint Session, the Senate retired to its Chamber.

ADJOURNMENT

Mr. Anderson moved that the House adjourn until 10 o'clock a. m., tomorrow.

Mr. Moore moved that the House adjourn until 10 o'clock a. m., next Monday.

The motion of Mr. Anderson prevailed, and the House, accordingly, at 4:15 o'clock p. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The Committee on Highways and Motor Traffic filed favorable reports on House Bills Nos. 11 and 12.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, February 1, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 8, Providing for a Joint Session of the House and Senate to hear the reports to be made by Jack Reed and Col. Lawrence Westbrook,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

FIFTH DAY

(Friday, February 2, 1934)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Hankamer.
Adamson.	Harris.
Aikin.	Hartzog.
Alexander.	Head.
Alsup.	Hester.
Anderson.	Hicks.
Atchison.	Hill.
Baker.	Hodges.
Barrett.	Holekamp.
Barron.	Holland.
Beck.	Holloway.
Bedford.	Hoskins.
Bergman.	Huddleston.
Bourne.	Hughes.
Bradley.	Hunt.
Burns.	Hunter.
Butler.	Hyder.
Camp.	Jackson.
Canon.	James.
Cathey.	Jefferson.
Caven.	Johnson
Celaya.	of Anderson.
Chastain.	Jones of Runnels.
Clayton.	Jones of Shelby.
Colson.	Kayton.
Cowley.	Kyle of Hays.
Crossley.	Kyle of Palo Pinto.
Daniel.	Laird.
Davidson.	Lange.
Dean.	Latham.
Devall.	Lemens.
Dunlap.	Leonard.
Dunagan.	Lindsey.
Dwyer.	Long.
Engelhard.	Mackay.
Fain.	Magee.
Fisher.	Mathis.
Ford.	McCullough.
Fuchs.	McGregor.
Glass.	McKee.
Golson.	Merritt.
Good.	Metcalf.
Goodman.	Mitcham.
Graves.	Moffett.
Greathouse.	Moore.
Griffith.	Morrison.